



#4

PATENT

Attorney Docket No. 2079.1041-001

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

-----  
IN RE APPLICATION OF:  
**K. Cusack et al.**

APPLICATION NO.: **09/777,554**

FILED: **February 6, 2001**

FOR: **Benzothiazole Derivatives**  
-----

Assistant Commissioner for Patents  
Washington, D.C. 20231

EXAMINER:  
ART UNIT:

I hereby certify under 37 CFR 1.8(a) that this correspondence is being deposited with the United States Postal Service as first class mail with sufficient postage on the date indicated below and is addressed to the Assistant Commissioner of Patents, Washington, D.C. 20231.  
Date of Deposit: August 2, 2001  
Lisa Rasmussen  
Lisa Rasmussen

Sir:

With respect to the Notice to File Missing Parts of Nonprovisional Application, the following items were missing:

Basic filing fee of \$760

Total additional claim fees of \$1,520

- \$720 for 50 total claims over 20
- \$800 for 10 independent claims over 3

Late filing fee of \$130

The balance due by applicant is \$2,360.

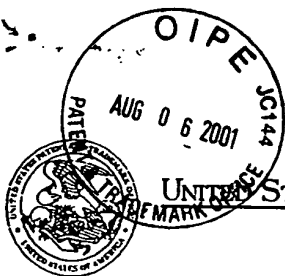
The Commissioner is herewith authorized to charge \$2,360 and any additional fees which may be required, or credit any overpayment, to Deposit Account No. 021196. (A duplicate copy of this letter is enclosed.)

Date: August 2, 2001

Respectfully submitted,

**John D. Conway**  
Attorney for Applicant(s)  
Reg. No. 39,150

Abbott Bioresearch Center, Inc.  
100 Research Drive  
Worcester, MA 01605  
(508) 849-2884



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS  
UNITED STATES PATENT AND TRADEMARK OFFICE  
WASHINGTON, D.C. 20231  
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/777,554	02/06/2001	Kevin P. Cusack	2079.1041-001

CONFIRMATION NO. 8200

FORMALITIES LETTER



\*OC000000005926920\*

Carolyn S. Elmore  
HAMILTON, BROOK, SMITH & REYNOLDS, P.C.  
Two Militia Drive  
Lexington, MA 02421-4799

Date Mailed: 04/02/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

09/777,554 000000377 021195 09777554

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).*
- Total additional claim fee(s) for this application is \$1520.
  - \$720 for 40 total claims over 20.
  - \$800 for 10 independent claims over 3 .
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 2360.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- A substitute specification in compliance with 37 CFR 1.52 because:
  - Papers contain improper margins. *Each sheet must have a left margin of at least 2.5 cm (1") and top, bottom and right margins of at least 2.0 cm (3/4")*

*A copy of this notice **MUST** be returned with the reply.*

\_\_\_\_\_  
Customer Service Center

Initial Patent Examination Division (703) 308-1202

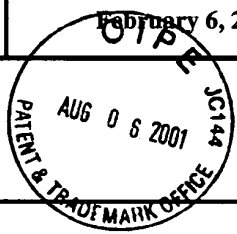
PART 2 - COPY TO BE RETURNED WITH RESPONSE

0977554-080601

24

<b>CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)</b>		Docket No.
Applicant(s): Kevin P. Cusack et al		2079.1041-001

Serial No. 09/777,554	Filing Date February 6, 2001	Examiner	Group Art Unit
--------------------------	---------------------------------	----------	----------------



Invention:  
Benzothiazole Derivatives

I hereby certify that this Notice to File Missing Parts of Nonprovisional Application  
*(Identify type of correspondence)*  
 is being deposited with the United States Postal Service as first class mail in an envelope addressed to: The  
 Assistant Commissioner for Patents, Washington, D.C. 20231 on August 2, 2001  
*(Date)*

Lisa Rasmussen  
*(Typed or Printed Name of Person Mailing Correspondence)*  
*Lisa Rasmussen*  
*(Signature of Person Mailing Correspondence)*

Note: Each paper must have its own certificate of mailing.

**CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)**Applicant(s): **Kevin P. Cusack et al**

Docket No.

**2079.1041-001**

Serial No.

**09/777,554**

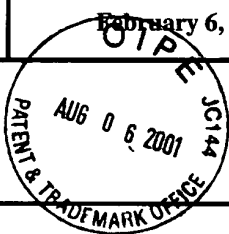
Filing Date

**February 6, 2001**

Examiner

Group Art Unit

Invention:

**Benzothiazole Derivatives**I hereby certify that this **Reply to Notice to File Missing Parts of Nonprovisional Application***(Identify type of correspondence)*

is being deposited with the United States Postal Service as first class mail in an envelope addressed to: The

Assistant Commissioner for Patents, Washington, D.C. 20231 on

**August 2, 2001***(Date)***Lisa Rasmussen***(Typed or Printed Name of Person Mailing Correspondence)**(Signature of Person Mailing Correspondence)***Note: Each paper must have its own certificate of mailing.**

#4

**CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)**

Applicant(s): Kevin P. Cusack et al

Docket No.

2079.1041-001

Serial No.

09/777,554

Filing Date

February 6, 2001

Examiner

Group Art Unit

Invention:

Benzothiazole Derivatives

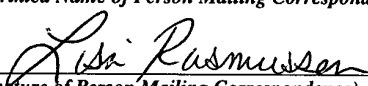


I hereby certify that this Application (Specification - 167 pages, Claims - 17 pages, Abstract - 1 page)  
(Identify type of correspondence)

is being deposited with the United States Postal Service as first class mail in an envelope addressed to: The  
Assistant Commissioner for Patents, Washington, D.C. 20231 on August 2, 2001  
(Date)

Lisa Rasmussen

(Typed or Printed Name of Person Mailing Correspondence)

  
(Signature of Person Mailing Correspondence)

Note: Each paper must have its own certificate of mailing.

#4

**CERTIFICATE OF MAILING BY FIRST CLASS MAIL (37 CFR 1.8)**

Applicant(s): **Kevin P. Cusack et al**

Docket No.

**2079.1041-001**

Serial No.

**09/777,554**

Filing Date

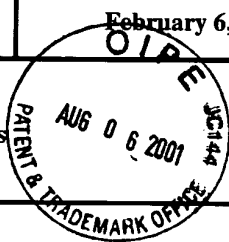
**February 6, 2001**

Examiner

Group Art Unit

Invention:

**Benzothiazole Derivatives**



I hereby certify that this **3 - Declaration, Petition and Power of Attorney for Patent Application**

*(Identify type of correspondence)*

is being deposited with the United States Postal Service as first class mail in an envelope addressed to: The

Assistant Commissioner for Patents, Washington, D.C. 20231 on

**August 2, 2001**

*(Date)*

**Lisa Rasmussen**

*(Typed or Printed Name of Person Mailing Correspondence)*

*(Signature of Person Mailing Correspondence)*

**Note: Each paper must have its own certificate of mailing.**